NOTIFICATION.

(LAW DEPARTMENT).

No LAW 14 LOR 63, dated Bangalore, the 15th January 1963.

Ordered that the accompanying Notification No. G.S.R. 1642 dated the 30th November 1962, of the Ministry of Home Affairs, amending the All India Services (Death-*cum*-Retirement Benefits) Rules, 1958, which has been published in the *Gazette of India*, Part II, Section 3, sub-section (i), dated the 8th December 1962, be republished in the *Mysore Gazette*, for general information.

By Order and in the name of the Governor of Mysore,

T. VENKATANARANAPPA,
Under Secy. to Govt., I/c, L. D.

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS.

New Delhi, the 30th November, 1962.

G S.R 1642 —In exercise of the powers conferred by sub section (1) of section 3 of the All India Services Act, 1951 (61 of 1951), the Central Government, after consultation with the Governments of the States concerned, hereby make the following rules further to amend the All India Services (Death-*cum*-Retirement Benefits) Rules, 1958, namely

1. These rules may be called the All India Services (Death-cum-Retirement Benefits) Second Amendment Rules, 1962.

2. In the All India Services (Death-*cum*-Retirement Benefits) Rules, 1958 (hereinafter referred to as the said rules), in rule 8,—

(a) after the Explanation under subrule (2), the following sub-rule shall be inserted, namely

" (2A) (a) A member of the Service who has rendered continuous war/military service followed without interruption by appointment to, and eventual confirmation in, a pensionable post in

civil service shall count such war/military service in full as qualifying service, if—

(i) such service was rendered, in the case of the Indian Administrative Service after the age of 21 years, and in the case of the Indian Police Service after the age of 19 years, in the Armed Forces of India or similar forces of Commonwealth country, and

(ii) such service did not earn a pension under the Military, Naval or Air Force Rules

(b) No refund of bonus or gratuity received by a member of the Service in respect of such war service shall be demanded from the officer concerned.

Provided, however, where the officer has been granted any retirement gratuity for service covering both the war and post-War periods, such gratuity shall be refundable"

(b) in clause (a) of sub-rule (3), after the words "A member of the Service", the following words, brackets, figure and letter shall be inserted, namely —

"who has rendered war service not covered by sub-rule (2A) and"

(c) in sub-rule (4), for the words, brackets and figure "not covered by sub-rule (3)", the words, brackets, figure and letter "not covered by sub-rule (2A) and sub-rule (3)" shall be substituted.

3. In rule 16 of the said rules, sub-rule (3) shall be deleted and sub-rule (4) thereof shall be re-numbered as sub-rule (3).

4 In rule 19, in clause (ii) of sub-rule (2) for the brackets, word and figures "(iv), (v) and (vi)", the brackets, word and figures "(iv) to (viii)" shall be substituted

5. In rule 21 of the said rules, in clause (a) of sub-rule (1),—

(a) in item (v), the word 'and' shall be omitted, and

(b) after item (vi), the following items shall be inserted, namely —

"(vii) married daughters, and

(viii) children of a pre-deceased son"

6. For sub-rule (4) of rule 22 of the said rules, the following sub-rule shall be substituted, namely —

"(4) For the purpose of this rule—

"family" shall include the following relatives of the members of the Service —

(i) wife or husband,

(ii) sons,

(iii) unmarried and widowed daughters ,

(iv) brothers below the age of 18 years , and unmarried or widowed sisters ,

(v) father , and

(vi) mother

Note 1.—Items (ii) and (iii) will include step children

Note 2.—An adopted son or an adopted daughter may be treated as son or daughter for the purpose of this rule provided that the Accounts Officer, or if any doubt arises in the mind of the Accounts Officer, the Solicitor to the State Government, is satisfied that under the personal law of the member of the Service, adoption is legally recognized as conferring the status of a natural child

[No. 29/7/60 AIS(II).]

K. S. N. MURTHY, Under Secy.